

6-26-01
**NON-PROVISIONAL
UTILITY PATENT APPLICATION
TRANSMITTAL - 37 CFR 1.53(b)**

✓ Duplicate
(check, if applicable)

Assistant Commissioner for Patents
BOX PATENT APPLICATION
Washington, DC 20231

Attorney Docket No. 64-5
First Named Inventor: Michael R. Jacobson *et al.*
Express Mail Label No. EL665881402US
Total Pages of Transmittal Form: 2

Transmitted herewith for filing is the non-provisional utility patent application entitled:

**ACIDIFIED IMITATION CHEESE SAUCE AND PUDDING COMPOSITIONS AND
METHODS FOR PRODUCING SUCH COMPOSITIONS**

which is:

an ☐ Original; or

a ☐ Continuation, ☐ Divisional, or ☐ Continuation-in-part (CIP)
of prior Application No. _____ filed _____.

Anticipated Group/Art Unit: _____ or Class _____, Subclass _____.

☒ This non-provisional patent application is based on Provisional Patent Application
No. 60/213,626, filed June 23, 2000.

Enclosed are:

- ☒ Specification (including Abstract) and claims: 36 pages.
- ☒ Application Data Sheet.
- ☒ Newly unexecuted Declaration (original).
- ☐ Copy of Declaration from prior application.
- ☐ Separate Power of Attorney (including 37 CFR 3.73(b) statement, if applicable).
- ☐ _____ sheets of drawings (formal).
- ☐ Transmittal Letter Accompanying Submission of Compact Disc in Accordance
with 37 C.F.R. §1.52(e), plus two identical compact discs (for computer program
Appendix)
- ☐ Nucleotide and/or Amino Acid Sequence Submission, including:
 - ☐ Computer readable copy ☐ Paper Copy ☐ Verified Statement.
- ☐ Under PTO-1595 Cover Sheet, an assignment of the invention
- ☐ Name of Assignee:
- ☐ Certified copy(ies) of _____ Application No(s). _____ filed & @ is/are filed:
 - ☐ herewith or ☐ in prior application _____.
- ☐ Applicant(s), by its/their undersigned attorney, claim(s) Small Entity Status under
37 C.F.R. §1.27 as ☐ an Independent Inventor, or ☐ a Small Business Concern,
or ☐ a Non-Profit Organization.
- ☐ Preliminary Amendment.
- ☐ Information Disclosure Statement, PTO-1449, and cited references.
- ☒ Request for Nonpublication of Application Under 35 U.S.C. §122(b)

06/25/01
J1031 U.S. PTO

09/08/01 06/25/01

JC997 U.S. PTO
09/08/01
06/25/01

☐ Other:

The filing fee is calculated as follows:

			SMALL ENTITY			LARGE ENTITY	
CLAIMS	NO. FILED	NO. EXTRA	BASIC FEE:			BASIC FEE:	
			\$355			\$710	
Total	98 - 20 =	78	X9	\$	OR	X18	\$ 1,404
Independent	19 - 3 =	16	X40	\$	OR	X80	\$ 1,280
<input type="checkbox"/> Multiple Dependent Claims Present			\$135	\$	OR	\$270	\$
			TOTAL	\$	OR	TOTAL	\$ 3,394

☐ The Commissioner is not authorized to charge the filing fee at this time as we elect to defer payment of the entire filing fee until receipt of a Notice to File Missing Parts.

☒ A check in the amount of \$ 3,394.00 to cover the filing fee is enclosed.

☒ The Commissioner is hereby authorized to charge and/or credit **Deposit Account No. 50-1017 (Billing No. 200064.0005)** as noted below. A duplicate copy of this sheet is enclosed.

☒ Any overpayments or deficiencies in the above-calculated fee.

☐ Filing fee in the amount of \$ _____ as calculated above.

☒ Any additional fees required under 37 C.F.R. § 1.16 and § 1.17.

☒ In the event that a Petition for Extension of Time is required during the prosecution of this application, but not submitted, please charge any extension fee under 37 C.F.R. § 1.136(a) to our Deposit Account noted above.

CORRESPONDENCE ADDRESS:

25 June 2001
(Date)

By:

Kristyne A. Bullock

KRISTYNE A. BULLOCK

Registration No. 42,371

AKIN, GUMP, STRAUSS, HAUER & FELD, L.L.P.

One Commerce Square

2005 Market Street - Suite 2200

Philadelphia, PA 19103

Telephone: 215-965-1200

Direct Dial: 215-965-1348

Facsimile: 215-965-1210

E-Mail: kbullock@akingump.com

☒ Customer Number or Bar Code Label: **000570**

KAB:vj

Enclosures

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of Michael R. Jacobson, *et al.* :

Being Filed Herewith :

For: ACIDIFIED IMITATION CHEESE SAUCE: Attorney Docket
AND PUDDING COMPOSITIONS AND : No. 64-5
METHODS FOR PRODUCING SUCH :
COMPOSITIONS :

**REQUEST FOR NONPUBLICATION OF APPLICATION
UNDER 35 U.S.C. § 122(b)
(37 C.F.R. § 1.213(a))**

This request is being submitted with this application on filing.

It is requested that this application not be published under 35 U.S.C. 122(b).

This is to certify that the invention disclosed in this application has not been and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.

Respectfully submitted,

MICHAEL R. JACOBSON, *ET AL.*

25 June 2001
(Date)

By:

Kristyne A. Bullock
KRISTYNE A. BULLOCK

Registration No. 42,371

AKIN, GUMP, STRAUSS, HAUER & FELD, L.L.P.

One Commerce Square

2005 Market Street, Suite 2200

Philadelphia, PA 19103

Telephone: (215) 965-1200

Direct Dial: (215) 965-1348

Facsimile: (215) 965-1210

E-Mail: kbullock@akingump.com

[X] Customer Number: 000570

KAB:vj